

1 Reed Kathrein (Cal. Bar No. 139304)  
2 HAGENS BERMAN SOBOL SHAPIRO LLP  
3 715 Hearst Avenue, Suite 202  
4 Berkeley, California 94710  
5 Telephone: (510) 725-3000  
6 Facsimile: (510) 725-3001  
7 reed@hbsslaw.com

8 Steve W. Berman  
9 Thomas E. Loeser (Cal. Bar No. 202724)  
10 HAGENS BERMAN SOBOL SHAPIRO LLP  
11 1301 Fifth Avenue, Suite 2900  
12 Seattle, WA 98101  
13 Telephone: (206) 623-7292  
14 Facsimile: (206) 623-0594  
15 steve@hbsslaw.com  
16 toml@hbsslaw.com

17 Peter B. Fredman (Cal. Bar No. 189097)  
18 LAW OFFICE OF PETER B. FREDMAN  
19 125 University Avenue, Suite 102  
20 Berkeley, CA 94710  
21 Telephone: (510) 868-2626  
22 Facsimile: (510) 868-2627  
23 Peterfredman@sbcglobal.net

24 Attorneys for Plaintiffs HUGO ZALDANA,  
25 individually and on behalf of all others similarly situated

26 UNITED STATES DISTRICT COURT

27 NORTHERN DISTRICT OF CALIFORNIA

28 HUGO ZALDANA and GARY GUARDINEER,) No. 03:08-cv-03399-MMC  
individually, and on behalf of all others similarly )  
situated, )  
Plaintiffs, ) CLASS ACTION  
v. ) [PROPOSED] ORDER RE: FILING OF  
KB HOME, a Delaware corporation; ) THIRD AMENDED COMPLAINT AND  
COUNTRYWIDE FINANCIAL ) BRIEFING SCHEDULE  
CORPORATION, a Delaware Corporation, )  
COUNTRYWIDE HOME LOANS, a Delaware )  
corporation; COUNTRYWIDE MORTGAGE )  
VENTURES, L.L.C.; and COUNTRYWIDE KB )  
HOME LOANS, an unincorporated association )  
of unknown form, )  
Defendants. )  
\_\_\_\_\_  
010071-11 325228 V1

Pursuant to the stipulation and agreement of the parties and for good cause shown:

IT IS HEREBY ORDERED THAT:

1. Plaintiff shall file a Third Amended Complaint by September 1, 2009, with the consent of Defendants, pursuant to Federal Rule of Civil Procedure 15.

2. The following briefing schedule shall apply to any Rule 12 motions filed in response to the Third Amended Complaint:

Opening Briefs Due:	October 1, 2009
Opposition Briefs Due:	November 2, 2009
Reply Briefs Due:	November 16, 2009
Hearing on Motion <del>(if ordered)</del>	December 11, 2009

DATED: August 31, 2009.

*Maxine M. Chesney*  
HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT COURT JUDGE

Presented by:

## HAGENS BERMAN SOBOL SHAPIRO LLP

By: /s/ Thomas E. Loeser

Reed Kathrein (SB #139304)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
715 Hearst Avenue, Suite 202  
Berkeley, California 94710  
Telephone: (510) 725-3000  
Facsimile: (510) 725-3001  
[reed@hbsslaw.com](mailto:reed@hbsslaw.com)

Steve W. Berman  
Thomas E. Loeser (SB #202724)  
HAGENS BERMAN SOBOL SHAPIRO LLP  
1301 Fifth Avenue, Suite 2900  
Seattle, WA 98101  
Telephone: (206) 623-7292  
Facsimile: (206) 623-0594  
[steve@hbsslaw.com](mailto:steve@hbsslaw.com)  
[toml@hbsslaw.com](mailto:toml@hbsslaw.com)

Attorneys for Plaintiff HUGO ZALDANA